

The actions delineated below were taken in open session of the EPSB at the January 22, 2007 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape in the permanent records of the Education Professional Standards Board (EPSB), 100 Airport Road, 3rd Floor, Frankfort, KY 40601.

**Education Professional Standards Board (EPSB)
Summary Minutes of the Business Meeting
EPSB Offices, 100 Airport Road, 3rd Floor
Frankfort, Kentucky
January 22, 2007**

Members Present:

Lydia Coffey
Frank Cheatham
John DeAtley (for Tom Layzell)
Sam Evans
Jennifer Forgy
Rebecca Goss
Kristin Gregory
Steve Schenck (for Kevin Noland)
Zenaida Smith
Tom Stull
Lorraine Williams
Cynthia York

Members Absent:

Lonnie Anderson
Jim Cibulka
Kent Juett
Rita Presley

Call to Order

Chairman Tom Stull convened the meeting at 9:10 am EST.

Amendment of the January 22, 2007 Agenda

Motion made by Ms. Lydia Coffey, seconded by Dr. Sam Evans, to amend the agenda to add the swearing in of two new board members; add a report of the evaluation committee under Committee Reports; add Action Item, Waiver F: Request to waive 16 KAR 6:010. Written Examination Prerequisites for Teacher Certification; add Action Item, Waiver G: Request to waive language in 16 KAR 7:010 pertaining to the December 20 deadline for Resource Teacher Timesheets; and remove Action Item, Waiver D: Cooperating Teacher Waiver on behalf of Ms. Odicta.

Vote: *Unanimous*

Swearing in of New Board Members

Notary Public Ashley Abshire administered the oath to new Board member Rebecca Goss and John DeAtley. Mr. DeAtley served on Tom Layzell's behalf in the absence of Dr. Jim Applegate.

Approval of November 22, 2006 Minutes

Motion made by Dr. Frank Cheatham, seconded by Ms. Jennifer Forgy, to approve the minutes of the November 22, 2006 meeting.

Vote: *Unanimous*

Open Speak

There were no requests for Open Speak.

Report of the Executive Director

Dr. Rogers reviewed the documents within the board folders. He asked Dr. Sam Evans to provide additional information on a brochure in the folders regarding Western Kentucky University's *Academy for Mathematics and Science in Kentucky*. Dr. Evans reported that high school juniors and seniors who have demonstrated exceptional talent may attend the academy and complete their last two years of high school and first two years of college at the same time. Western Kentucky University representatives are hopeful that the academy, which will initially admit an estimated 120 students, will have a positive impact on Kentucky.

Report from the Kentucky Department of Education (KDE)

Mr. Steve Schenck updated the board on the recent work of the Kentucky Department of Education (KDE). He reviewed two documents detailing the estimated timeline and procedure for the commissioner selection process as well as the ideal characteristics of a new commissioner. On February 29th an open hearing on the selection process of a new commissioner will be in KDE's board room from 9:00 a.m. – 11:00 a.m.

EPSB is collaborating with the KDE on an application for a Teacher Incentive Fund (TIF) Grant. KDE intends to apply for twenty million dollars over five years to pilot the TIF grant in Central and Northern Kentucky, and the Green River Educational Cooperative. Based on "pay for performance," the grant focuses on math and science at the secondary level and the need for highly qualified teachers in these subject areas.

Report from the Council on Postsecondary Education (CPE)

Mr. John DeAtley reported on the recent work of CPE. Just like KDE, the CPE is searching for a new leader to replace President Tom Layzell who leaves in April. The selection criteria of CPE's new leader are very similar to that of KDE.

The current primary focus of CPE is the Developmental Education Task Force. The task force meets on Tuesday, January 23 to finalize its recommendations, which are as follows: 1) to update college admissions regulations 2) to create an integrated accountability system tied to performance funding 3) to fund infrastructure improvement, 4) to align college readiness standards and tie to teacher professional development 5) to develop early student interventions, and 6) to better link educator preparation to college readiness. These recommendations will go to CPE and be reviewed by different agencies and organizations.

In conjunction with the Education Leadership Redesign task force, CPE is creating a principal leadership academy for professional development. CPE anticipates employing an executive director of the principal leadership academy by the spring with its first cohort in the summer of 2007.

On January 29th, CPE is considering tuition setting for several institutions.

Legislative Update

Currently two bills, House Bill 101 and House Bill 198, may have an impact on the EPSB,. HB101 specifically names the EPSB and, if passed, impacts institutions of higher education. This bill requires a 3-hour literacy course to be incorporated into any teacher preparation program in the state. Out-of-state teachers would be required to take a three-hour professional development course in literacy upon obtaining employment and certification in Kentucky. EPSB and site-based council/school districts are required to approve the professional development. The bill's second part requires that a one hour civics course be incorporated into teacher preparation programs.

House Bill 188, a revenue bill, would impact the EPSB indirectly. This bill would provide tax credits to individuals and corporations that donate money to 501(c)(3) non-profit corporations, provided that 90% of the non-profit's gross receipts go to agencies or institutions that provide training for a\Alternative Route to Certification, Option 7.

Bills confirming the appointment of all new board members, except Ms. Becky Goss, have been proposed.. Ms. Goss's confirmation bill should be proposed soon.

New National Board Teachers

Ms. Cindy Owen reported that an additional 218 teachers earned National Board certification in Kentucky, for a total of 1,116 National Board certified teachers in Kentucky. Kentucky ranks 9th in the United States in the number of new teachers certified by the National Board. NBPTS Hill Day will be held in early March to represent National Board Teacher Day.

Report of the Chair

Appointment of committee to develop retreat agenda

Chairman Tom Stull appointed Dr. Jim Cibulka as the chair of the committee to develop a retreat agenda. Kris Gregory and Zenaida Smith will also serve on the committee. The committee was asked to prepare a report for the March 2007 EPSB meeting.

Appointments to the Kentucky Advisory Council on Internships

Chairman Tom Stull appointed the following individuals to the Kentucky Advisory Council on Internships: LuAnn Asbury, Diana Whitt, Ruth Etta Buchanan, Linda Nickel, Julie Wise, Laura Lewis, and Amy Harris. Chairman Stull reappointed Artie Atkins to the committee.

Committee Reports

Dr. Sam Evans reported on the evaluation committee's progress on amending the executive director's evaluation form. He discussed proposed changes of the draft executive director evaluation form.

2007-001

Motion made by Dr. Sam Evans, seconded by Ms. Kris Gregory, to approve the executive director's evaluation instrument.

Vote: *Unanimous*

Introduction of New Board Member

Chairman Stull introduced Ms. Becky Goss to the board. From Harlan, Kentucky, Ms. Goss works in Harlan County Schools as a speech-language pathologist. She serves on the Harlan Independent Board of Education. Additionally, she is a member of the Prichard Committee for Academic Excellence. She stated that she is pleased to be serving on the EPSB.

Information/Discussion Items

16 KAR 1:030. Procedures for certificate revocation, suspension, voluntary surrender, reinstatement and reissuance, and application denial, Notice of Intent

Ms. Alicia Sneed reported that during the 2006 General Assembly, KRS 161.175 was passed, which requires teachers involved in illegal use of controlled substances to undergo mandatory drug testing. Any teacher whose certificate has been suspended or revoked by the EPSB for misconduct involving the illegal use of controlled substances must submit to drug testing. To be in compliance with KRS 161.175, Ms. Sneed stated that the Board needs to promulgate regulations regarding drug testing of these individuals. This is difficult because the EPSB does not have trained staff to administer the drug tests or the appropriate funding; therefore, she drafted an administrative regulation that mimics the past EPSB Agreed Order regarding drug testing. Since the regulation was opened to make these necessary changes, EPSB staff added clarifying language. Ms. Zenaida Smith asked that language be added in Section 2 to read, "If a certificate lapses during a period of suspension, at the end of the suspension period and upon completion of all conditions and requirements ordered by the Education Professional Standards Board, the certificate holder shall apply for renewal of the certificate and shall meet all educational requirements for renewal of the certificate." This regulation will be brought back in March for final action.

16 KAR 9:080 University-Based Alternative Certification Program, Notice of Intent

Mr. Mike Carr reported on a new regulation, a product of a focus group which included representatives from the five districts employing the most Option 6 candidates in Kentucky, along with universities offering the Option 6 program. Since the number of temporary provisional certificates rose to nearly 1800 during the 2005-06 school year, the need for more

guidance was evident. Dr. Evans stated that on page 36, line 17 of the Agenda Book, the word “adequate” varies in interpretation and suggested using a more descriptive word.

Mr. Carr reported that a new form was developed despite the effort to avoid additional paperwork. Dr. Evans reported his concerns about the TC-1 form, which needs clarifying language on the back, and suggested that it be changed in the near future.

2006-07 Local Educator Assignment Data (LEAD) Report

Mr. Carr reported on the 2006-2007 LEAD report, the report developed to identify out-of-field assignments. The EPSB is obligated to report its findings from the LEAD report to the KDE Commissioner by Nov. 15 of each year. Support Educational Excellence in Kentucky (SEEK) funds may be withheld from districts if out-of-field assignments are in the commissioner’s most interested categories. This year, the commissioner’s most interested categories included those individuals assigned who were never certified, had an expired certificate, held insufficient certification, and/or held only a Statement of Eligibility. Recently, these areas have been cleared by the districts so no SEEK funds will be withheld. Mr. Carr acknowledged Ms. Cindy Godsey for her diligent work on completing the LEAD report.

Mr. Carr also reported that there will be changes in the Student Information System. Infinite Campus received the bid for the Student Information System in Kentucky. The process will be changing over the next 3 years, but the software should work well with the EPSB system and no problems are anticipated.

Recommended Plan Pertaining to the December 20 and May 1 Deadlines for Resource Teacher Timesheets

Ms. Cindy Owen reported on the problem of unmet deadlines for resource teacher timesheets. According to regulation, if the resource teacher timesheet is not submitted by the deadline of either May 1 or December 20, EPSB staff members do not have the authority to pay the resource teacher, although in most instances, the resource teacher did submit a signed timesheet by the deadline. Ms. Owen stated that an action item will be brought in March asking the Board to waive the deadlines because the EPSB wants to pay resource teachers for their work. Since the regulation needs to be opened to add pertinent details of the Teacher Performance Assessment, staff would like to take the deadlines out of the regulation while it is opened. The deadlines will still be in the implementation guide.

Discussion ensued among the board. Ms. Owen stated that the deadline for resource teacher timesheets was essential in the past because unused funding allotted for the Kentucky Teacher Internship Program (KTIP) by the end of the fiscal year was returned to the general fund. Recently, however, legislation allowed funding for both KTIP and KPIP to be transferred to the next fiscal year, thus removing the barrier of using the current year’s funds to pay the prior year’s expenses. The EPSB staff’s recommended procedure was as follows: 1) Continue to communicate the December 20 and May 1 deadlines in the KTIP Implementation Guide at regional meetings held across the state and in the monthly electronic newsletters 2) Continue to pay all districts and private school resource teachers whose resource teacher timesheets are submitted by the deadlines in a timely manner 3) Review each case related to a resource teacher

timesheet that is submitted after the deadline and work with the school and/or district to increase the probability that future timesheets will arrive on time 4) Pay all late-submission districts and private school resource teachers as soon as possible 5) Present to EPSB an action item in March that requests the board to waive the December 20 and May 1 deadlines until the regulation can be brought to the board with the dates omitted from the regulation. The regulation is scheduled to be open and brought to the board prior to Fall 2008 when the TPA will be fully implemented. Ms. Coffey suggested that EPSB staff track patterns in districts that submit late resource teacher timesheets.

Report on the Year-to-Date Financial Performance of the Agency's Programs and Operations through December 31, 2006

Mr. Gary Freeland summarized the financial results of the agency through December 31, 2006. Total budgeted agency funds for FY 2007 are \$16,124,800. As of December 31, 2006, Year-to-Date expenditures are \$4,993,789 with 31% of funds expended.

Action Items

Approval of Contracts

2007- 002

Motion made by Ms. Lorraine Williams, seconded by Ms. Kristin Gregory, to authorize the executive director to enter into all of the contracts as presented to the board.

Vote: *Unanimous*

Lincoln Memorial University Accreditation Report

2007- 003

Issue 1: Motion made by Dr. Sam Evans, seconded by Ms. Lydia Coffey, to accept the recommendation of the Accreditation Audit Committee and grant accreditation for Lincoln Memorial University with noted areas of improvement as identified.

Vote: *Unanimous*

2007- 004

Issue 2: Motion made by Ms. Lydia Coffey, seconded by Dr. Frank Cheatham, to accept the recommendation of the Accreditation Audit Committee and grant approval for the initial level educator preparation program at Lincoln Memorial University.

Vote: *Unanimous.*

Review of Indiana Wesleyan University's Program Status

Dr. Marilyn Troupe reported on the review of Indiana Wesleyan University's (IWU) Rank II and Rank I programs. The board raised concerns regarding IWU's program history and recent concerns brought by Dr. Troupe.

2007-005

Motion made by Dr. Sam Evans, seconded by Ms. Lydia Coffey, that effective January 22, 2007, Indiana Wesleyan University can not admit nor begin any more students to Rank 1 or Rank 2 programs in Kentucky. Students currently in the programs will be able to complete the program by September 1, 2008. During this period of time, no more Canter or PLS courses can be offered to these students. If Indiana Wesleyan University wishes to submit a program in the future, it shall be recognized as a Kentucky institution and meet all Kentucky and NCATE Standards. Indiana Wesleyan University has 30 days to provide to the EPSB the names of students currently in the program.

Vote: *Unanimous*

16 KAR 6:010. Written Examination Prerequisites for Teacher Certification, Final Action

2007-006

Issue 1. *Motion made by Ms. Lydia Coffey, seconded by Dr. Sam Evans, to amend 16 KAR 6:010 to replace a Praxis II test and establish the required cut score and effective date.*

Vote: *Unanimous*

2007-007

Issue 2. *Motion made by Ms. Coffey, seconded by Mr. John DeAtley, to amend 16 KAR 6:010 to delete dated language and correct typographical errors.*

Vote: *Unanimous*

2007-008

Issue 3. *Motion made by Ms. Coffey, seconded by Ms. Lorraine Williams, to amend 16 KAR 6:010 and waive 16 KAR 2:040 to remove the requirement for an applicant for IECE certification to successfully complete the IECE Specialty Test.*

Vote: *Unanimous*

16 KAR 1:040. Teachers' National Certification Incentive Trust Fund, Final Action

2007-009

Motion made by Ms. Kristin Gregory, seconded by Ms. Zenaida Smith, to approve the waiver of language in 16 KAR 1:040 that limits the amount for mentoring services to 25% of the amount provided by the General Assembly.

Vote: *Unanimous*

Waivers

Exceptional Children Assignment Waivers

2007-010

Motion made by Ms. Coffey, seconded by Ms. Gregory, to approve the exceptional children teacher assignment waivers.

Vote: *Unanimous*

16 KAR 5:040. Request to Waive Cooperating Teacher Eligibility Requirements, Dr. Cathy Gunn, on behalf of Ms. Johnnie Bishop

2007-011

Motion made by Dr. Sam Evans, seconded by Ms. Cynthia York, to approve the waiver request for cooperating teacher eligibility requirements.

Vote: *Unanimous*

16 KAR 5:040. Request to Waive Cooperating Teacher Eligibility Requirements, Dr. Cathy Gunn, on behalf of Mr. Robert Bishop

2007-012

Motion made by Mr. John DeAtley, seconded by Ms. Gregory, to approve the waiver request for cooperating teacher eligibility requirements.

Vote: *Unanimous*

Request to waive 16 KAR 6:010: Written Examination Prerequisites for Teacher Certification

2007-013

Motion made by Ms. Lydia Coffey, seconded by Ms. Gregory, to deny all three waiver requests.

Vote: *Unanimous*

Request for Waiver of Language in 16 KAR 7:010 pertaining to the December 20 deadline for Resource Teacher Timesheets

2007-014

Motion made by Ms. Lorraine Williams, seconded by Ms. Kristin Gregory, to approve the waiver requests.

Vote: *Unanimous*

Alternative Route to Certification

Ms. Leonor Garnett, Adjunct for Spanish, Grades P-12

2007-015

Motion made by Ms. Gregory, seconded by Ms. Smith, to approve the waiver request.

Vote: *Unanimous*

Ms. Meredith Lewis, Vocal Music, Grades P-12

2007-016

Motion made by Ms. Coffey, seconded by Ms. Smith, to approve the waiver request.

Vote: *Unanimous*

Board Comments

There were no board comments.

**DISCIPLINARY MATTERS:
MINUTES OF CASE REVIEW
January 22, 2007**

Motion made by Ms. Lydia Coffey, seconded by Ms. Lorraine Williams, to go into closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.810(1)(c)&(j) and a personnel matter in accordance with KRS 61.810(1)(f).

Vote: *Unanimous*

Motion made by Ms. Williams, seconded by Ms. Kristin Gregory, to return to open session.

Vote: *Unanimous*

The following board members concurred with the actions as listed below with the noted exceptions:

Tom Stull, Zenaida Smith, Kristin Gregory, Sam Evans, Lorraine Williams, Jennifer Forg, Cynthia York, Lydia Coffey, Rebecca Goss, and John DeAtley.

Attorneys present were Alicia A. Sneed, Diane Fleming, and Gary A. Stephens.

Motion made by Dr. Sam Evans, seconded by Ms. Gregory, to accept the job targets that the Board has set for Dr. Phillip Rogers as part of his duties as Executive Director .

Vote: *Unanimous*

INITIAL CASE REVIEW

<u>Case Number</u>	<u>Decision</u>
06-11265	DWOP
06-08214	Hear
06-11273	Hear
06-11262	Hear
06-11272	Admonish
06-10249	Admonish
06-11274	Hear
06-11275	Hear
06-09224	Hear
06-09244	Admonish
06-09242	Hear
06-09243	Hear
06-09232	Hear
06-11266	Hear
06-09239	DWOP (<i>Ms. Forg, recused</i>)
06-11263	Hear
06-11268	Hear
06-11276	Hear (<i>Mr. Stull, recused</i>)
06-11257	Hear
06-11271	Admonish
06-11254	Admonish (<i>Mr. Stull, dissented</i>)
06-11259	Hear
06-11258	Hear
06-09240	Hear
06-09236	Hear

06-09241	Hear
06-10248	Hear
06-09246	Hear
06-10251	Hear
06-11264	Hear
06-11261	Defer
06-11269	Hear (<i>Mr. Stull, recused</i>)
06-10252	Hear (<i>Ms. Williams, recused</i>)
06-10247	Hear
06-09228	Hear
05-08154	DWOP
05-0117	DWOP
06-07199	Hear
05-11213	Dismiss

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
06-249	Approve
06-252	Approve
04-0565cf	Defer
06-254	Approve
06-255	Approve
06-256	Approve
06-247	Defer
06-250	Approve
06-253	Approve
06-257	Approve
07-003	Approve
07-002	Approve
07-004	Deny
07-005	Approve
07-006	Approve
07-007	Approve
07-008	Approve
07-009	Approve
07-001	Approve

Agreed Orders

<u>Case Number</u>	<u>Decision</u>
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05-0360 (Shannon Twilford-Hoar) Accept Agreed Order placing Respondent's certificate on probation for a period of two (2) years beginning from the date of acceptance of the agreed order by the Board. Respondent shall surrender the original and all copies of her certificate immediately, by first class mail or personal delivery to the Education Professional Standards Board, 100 Airport Road 3rd Floor, Frankfort, Kentucky 40601. Respondent shall complete twelve (12) hours of ethics training prior to July 31, 2007. No further disciplinary action by any school district in the United States including, but not limited to, admonishment, reprimand, suspension or termination. If Respondent receives any disciplinary action the certificate will be automatically suspended for one (1) year. Any further violations of KRS 161.120 will result in additional sanctions for those violations. Failure to comply with the terms of this agreement will result in an automatic suspension of the certificate until the terms are satisfied. Any expense for said training shall be born by the Respondent.

Vote: Unanimous

05-09179 (Anita Jones) Respondent is admonished for conduct unbecoming a teacher. The Board reminds Respondent that as principal, she is expected to be familiar with and to follow the relevant laws and bylaws regarding teacher elections. The Board will not tolerate any further incidents of misconduct from Jones. This agreement is expressly conditioned upon Respondent providing written evidence to the Board that she has satisfied the following conditions.

1. Respondent must provide written proof to the Board that she has received twelve (12) hours of professional development/training in the area of ethics, as approved by the Board, no later than June 30, 2007. Any expense for this professional development/training shall be paid by Jones.
2. Respondent must provide written proof to the Board that she has completed a Board approved training course in Site Based Decision Making, no later than June 30, 2007. Any expense for this professional development/training shall be paid by Jones. By entering into this Agreed Order, Respondent agrees that should she fail to satisfy any of these conditions, her certificate shall be automatically suspended until such

time as all of the above conditions are met.

Vote: *Unanimous*

05-0583 (Alyssa Fay)

Accept Agreed Order revoking Respondent's certificate. Respondent shall surrender the original and all copies of her certificate immediately, by first class mail or personal delivery to the Education Professional Standards Board, 100 Airport Road, Third Floor, Frankfort, Kentucky 40601. Respondent shall neither renew nor apply for a teaching certificate in the Commonwealth of Kentucky for a period of seven (7) years from the date of acceptance of this Order by the Board.

At the conclusion of the seven (7) year period, issuance of any certificate to Respondent, or on her behalf, is expressly conditioned upon Respondent providing, in addition to proof of any academic requirements, written evidence to the Board of the following.

1. Successful completion of eighteen (18) hours of professional development/training, approved by the Board, in the area of appropriate behavior management strategies for teaching exceptional children-moderate and severe disabilities, grades primary through twelve. Any expense for this professional development/training shall be paid by Respondent.

Compliance with any and all conditions of probation imposed by Henry County Circuit Court.

Should Respondent fail to satisfy either of these conditions, any application for certification submitted by her, or on her behalf, shall be denied.

Vote: *Unanimous*

05-0473 (Robert Conroy)

Accept Agreed Order placing Respondent's certificate and any future endorsements or new areas of certification on probation for a period of two years from the date of acceptance of this Order by the Board .

1. On or before May 1, 2007, Respondent shall present written evidence to the Board that he has successfully completed twelve hours of professional development/training, approved by the Board, in the areas of ethics and appropriate relationships. Any expense for this professional development/training shall be paid by Respondent.

2. On or before May 1, 2007, Respondent shall provide written evidence to the Board that he has completed thirty hours of community service approved by the Board.

3. Respondent shall receive no disciplinary sanction from any school district in the Commonwealth of Kentucky. For purposes of this agreement, "disciplinary sanction" is defined as any admonishment, reprimand, suspension or termination upheld by the tribunal, arbitration or employment appeal process.

By entering into this agreement, Respondent agrees that should he fail to satisfy any of these conditions, his certificate shall automatically be suspended for a period of one year. If applicable, at the conclusion of the one year suspension, his certificate shall remain suspended until such time as conditions 1 and 2 are met.

Respondent is aware that should he violate KRS 161.120, either during or following this two year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Vote: *Unanimous*

04-09114 (Marian Paula Wheeler Risner) Accept Agreed Order placing Respondent's certificate and any future endorsements or new areas of certification, on probation for a period of two years from the date of acceptance of this Order by the Board.

1. By September 1, 2006, Respondent shall undergo a comprehensive alcohol/substance abuse assessment by a Kentucky licensed and/or certified chemical dependency counselor as approved by the Board and shall present written evidence to the Board that she has complied with the assessment process and has successfully completed any and all treatment recommendations. If Respondent is not able to complete all treatment recommendations by September 1, 2006, she shall submit quarterly written progress reports from her chemical dependency counselor until such time as the counselor releases her from treatments. If Respondent has not successfully completed all treatment recommendations by the end of the two year probationary period, Respondent agrees that the probationary period shall be extended and she shall submit quarterly written progress reports from the chemical dependency counselor to the Board until such

time as the counselor releases her from treatment. Any expense for the assessment, treatment and/or written reports shall be paid by Respondent. Prior to execution of this agreement, Respondent submitted written proof that she had completed this condition.

1. Respondent shall receive no additional alcohol and/or drug related arrests, charges or convictions.

2. By September 1, 2006, Respondent shall provide written evidence to the Board that she has successfully completed a drug and alcohol awareness/education/prevention program approved by the Board. Any expense for this program shall be paid by Respondent. Prior to execution of this agreement, Respondent submitted written proof that she had completed this condition.

3. On or before June 1, 2007 and June 1, 2008, Respondent shall provide the Board with an up to date criminal records check report from the Kentucky State Police. Any cost involved in obtaining these reports shall be paid by Respondent.

By entering into this Agreed Order, Respondent agrees that should he fail to satisfy any of these conditions, his certificate shall be automatically suspended for a period of one year. If applicable, at the conclusion of the one year suspension, Respondent's certificate shall remain suspended until such time as condition 4 is met.

Respondent is aware that should she violate KRS 161.120, either during or following this two year period of probationary conditions, the Board shall initiate new disciplinary action and seek additional sanctions.

Furthermore, Respondent is admonished for demonstrating the willful and/or careless disregard for the health, welfare and safety of others. As a certified educator, Respondent must strive to uphold the dignity and integrity of her profession. She must be continually aware of her position as a positive role model to both her students and community.

Vote: *Unanimous*

Findings of Fact, Conclusions of Law and Recommended Orders

Consideration of the following matter took place with attorneys Alicia A. Sneed and Gary A. Stephens out of the room.

Case Number

Decision

04-0208 (James Tracy Carroll) Adopt the Hearing Officer's Findings of Fact and Conclusions of Law, Modify the Hearing Officer's Recommended Order and issue a Final Order permanently revoking Respondent's certificate.

Vote: *Unanimous*

Motion made by Ms. Coffey, seconded by Ms. Gregory, to adjourn the meeting.

Vote: *Unanimous*

Meeting adjourned at 5:10 p.m.

Next Meeting: March 19, 2007
 9:00 AM
 EPSB Board Room
 Frankfort, Kentucky